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Attorney for Defendants David Salma,  
Marion Zaborski, Seattle Block, and Faton  
Binaku

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In Re:

DAVID SALMA,  
  
Debtor,

Chapter 7

Adversary Proceeding No. 09-03126

Case No. 09-30863

LEW JENKINS and LINDA M. JENKINS, as  
Trustees of the Jenkins Trust U/A/D 1/15/98 and  
JACK H. FRESKOS, beneficiary of IRA 042640  
at Westamerica,

Plaintiffs,

v.

DAVID SALMA, MARION ZABORSKI,  
FATON BINAKU, RUBEN PICARDO,  
SEATTLE BLOCK, and DOES 1-10,

Defendants.

DEFENDANTS' - DAVID SALMA, MARION  
ZABORSKI, SEATTLE BLOCK, and FATON  
BINAKU – INDEPENDENT DISCOVERY  
PLAN

Defendants, David Salma, Marion Zaborski, Seattle Block, and Faton Binaku, through their undersigned attorney, hereby submit their Discovery Plan\* in anticipation of the Scheduling Conference currently set to occur on September 24, 2009. The undersigned respectfully requests that he be allowed to make a telephonic appearance at the Scheduling Conference.

1  
2 **A. Changes, if any, that should be made in the timing, form, or requirements of the Initial**  
3 **Disclosures.**

4 Defendants provided their Initial Disclosures to Plaintiffs on September 10, 2009. Plaintiffs  
5 have not yet contacted Defendants to arrange a Discovery Conference. Despite attempts, Defendants  
6 have been unable to reach Plaintiffs to conduct a Discovery Conference.

7 **B. Timing, subject matter, and limitations, if any, of discovery.**

8 Defendants anticipate requiring five months of discovery after the Scheduling Conference.  
9 However, this time may be extended if Plaintiffs amend their Complaint pursuant to the Court's  
10 Tentative Ruling filed on September 17, 2009. Defendants anticipate discovery related to Plaintiffs'  
11 dischargeability allegations.

12 **C. Fed R. Bankr. R 7016(b), (c) and 7026(a)(1) Orders.**

13 Not applicable.

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16 \*Despite attempts, the undersigned has been unable to reach Plaintiffs' counsel to coordinate a joint  
17 Discovery Plan.

18 Submitted: September 18, 2009

19  
20  
21 /s/ - Paul Ham  
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Attorney for Defendants David Salma, Marion Zaborski,  
Seattle Block, and Faton Binaku

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that a copy of the foregoing Discovery Plan was sent by electronic mail, on September 18, 2009, to:

Julia M. Wei (julia@brewerfirm.com)  
Amanda Gonsalves (agonsalves@brewerfirm.com)  
Law Office of Peter Brewer  
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(Attorneys for Plaintiffs)

/s/ - Paul Ham  
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